

DOCKET NO.: 0018-1052-0 PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

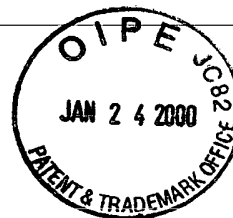
IN RE APPLICATION OF: : GROUP ART UNIT: 1654
HIDENORI OHKI ET AL :
SERIAL NO.: 09/308,237 : EXAMINER: BORIN
FILED: MAY 21, 1999 :
FOR: CYCLOHEXAPEPTIDES HAVING :
ANTIMICROBIAL ACTIVITY :

LETTER

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Notice To Comply dated December 9, 1999, Applicants note that a Sequence Listing is not required in the above-identified application. "Sequences with fewer than four specifically defined nucleotides or amino acids are specifically excluded from this sections." (MPEP § 2422.01) Since the hexapeptide of the present application is disclosed as a formula with a number of substituents, the disclosed hexapeptides contain fewer than four specifically defined amino acids as defined by 37 C.F.R § 1.821 and the World Intellectual Property Organization (WIPO) Handbook on Industrial Property Information and Documentation, Standard ST.25. Accordingly, withdrawal of the Notice to Comply is respectfully requested.



#8
Plunkett
2/16/00

Applicants submit that the present application is now in a condition for examination on the merits. Early notice of such is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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